

AMENDED IN SENATE MARCH 31, 2009

SENATE BILL

No. 650

Introduced by Senator Yee
(Coauthor: Assembly Member Hill)

February 27, 2009

~~An act relating to coastal resources.~~ *An act relating to parks, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.*

LEGISLATIVE COUNSEL'S DIGEST

SB 650, as amended, Yee. ~~Coastal resources: City of Half Moon Bay.~~
Parks: City of Half Moon Bay.

The Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006, an initiative statute approved by the voters at the November 7, 2006, statewide general election, among other things, makes \$400,000,000 in bond funds available to the Department of Parks and Recreation for competitive grants for local and regional parks.

This bill would appropriate \$10,000,000 of the \$400,000,000 available from the bond act to the Department of Parks and Recreation for a grant to the City of Half Moon Bay to purchase certain property known as the Beachwood Property for the sole purpose of development as a public park.

The bill would provide that in any case in which the provisions of the bill and the initiative conflict, the initiative shall prevail.

This bill would declare that it is to take effect immediately as an urgency statute.

~~The California Coastal Act of 1976 requires any person undertaking development in the coastal zone to obtain a coastal development permit in accordance with prescribed procedures.~~

~~This bill would state the intent of the Legislature to enact legislation to assist the City of Half Moon Bay relating to its settlement agreement of an action involving certain property in the coastal zone.~~

Vote: ~~majority~~^{2/3}. Appropriation: ~~no~~ yes. Fiscal committee: ~~no~~ yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. (a) From the four hundred million dollars
2 (\$400,000,000) available to the Department of Parks and
3 Recreation pursuant to subdivision (b) of Section 75065 of the
4 Public Resources Code, ten million dollars (\$10,000,000) is hereby
5 appropriated to the Department of Parks and Recreation for a
6 grant to the City of Half Moon Bay to purchase certain property
7 known as the Beachwood Property for the sole purpose of
8 development as a public park.

9 (b) Any amounts outstanding necessary to complete the purchase
10 of this property for a public park shall be provided from funds of
11 the City of Half Moon Bay or from loans and contributions to the
12 City of Half Moon Bay for this purpose.

13 (c) The appropriation specified in subdivision (a) is made to
14 assist the City of Half Moon Bay relating to its settlement
15 agreement in the case of *Yamagiwa v. City of Half Moon Bay* (N.D.
16 Cal. 2007) 523 F. Supp.2d 1036 involving certain property known
17 as the Beachwood Property in the City of Half Moon Bay.

18 SEC. 2. In any case in which any of the provisions of this act
19 and Division 43 (commencing with Section 75001) of the Public
20 Resources Code conflict, that division shall prevail.

21 SEC. 3. This act is an urgency statute necessary for the
22 immediate preservation of the public peace, health, or safety within
23 the meaning of Article IV of the Constitution and shall go into
24 immediate effect. The facts constituting the necessity are:

25 In order to timely provide essential relief to the City of Half
26 Moon Bay as a result of the settlement agreement in the case of
27 *Yamagiwa v. City of Half Moon Bay* (N.D. Cal. 2007) 523 F.
28 Supp.2d 1036, it is necessary that this act take effect immediately.

1 ~~SECTION 1. The Legislature intends to enact legislation to~~
2 ~~assist the City of Half Moon Bay relating to its settlement~~
3 ~~agreement in the case of Yamagiwa v. City of Half Moon Bay~~
4 ~~(N.D. Cal. 2007) 523 F. Supp.2d 1036, involving certain property~~
5 ~~known as the Beachwood Property in the City of Half Moon Bay~~
6 ~~in the coastal zone.~~

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